

AB 1071

ET-18645
KB

BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS

2401 PENNSYLVANIA AVENUE, NW

SUITE 300

WASHINGTON, DC 20037

TELEPHONE (202) 663-7820

FACSIMILE (202) 663-7849

CRYSTAL M. ZORBAUGH

(202) 663-7831 (Direct Dial)

E-Mail: czorbaugh@bakerandmiller.com

May 27, 2011

BY HAND DELIVERY

Ms. Victoria Rutson
Director, Section of Environmental Analysis
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

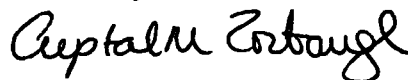
Re: *Stewartstown Railroad Company – Adverse Abandonment – In York
County, PA, STB Docket No. AB-1071*

Dear Ms. Rutson:

On May 5, 2011 we sent an Environmental and Historic Report to the relevant consulting agencies regarding the intention of the Estate of George M. Hart to file an application for a third-party (or "adverse") abandonment of the entire 7.4-mile rail line of the Stewartstown Railroad Company, located in York County, PA.

Please find attached a response received from the Pennsylvania Historical and Museum Commission, Bureau for Historic Preservation. You are being sent this letter for inclusion in your records in the above referenced proceeding. If you have any questions concerning the enclosed materials, please contact Keith G. O'Brien at 202-663-7852, or Robert A. Wimbish at 202-663-7824.

Sincerely,



Crystal M. Zorbaugh
Legal Assistant

Enclosure



Commonwealth of Pennsylvania
Pennsylvania Historical and Museum Commission
Bureau for Historic Preservation
Commonwealth Keystone Building, 2nd Floor
400 North Street
Harrisburg, PA 17120-0093
www.phmc.state.pa.us

May 23, 2011

Keith G. O'Brien
Baker & Miller PLLC
2401 Pennsylvania Avenue, NW, Suite 300
Washington, DC 20037

TO EXPEDITE REVIEW
BHP REFERENCE NUMBER:

Re: ER 2011-1577-133-A
STB: Stewartstown Railroad Company-Adverse Abandonment-
Hopewell Township, New Freedom, Shrewsbury Township,
Stewartstown, York County

Dear Mr. O'Brien:

The Bureau for Historic Preservation (the State Historic Preservation Office) has reviewed the above named project in accordance with Section 106 of the National Historic Preservation Act of 1966, as amended in 1980 and 1992, and the regulations (36 CFR Part 800) of the Advisory Council on Historic Preservation as revised in 1999 and 2004. These regulations require consideration of the project's potential effect upon both historic and archaeological resources.

The Stewartstown Railroad and its associated buildings have been determined eligible for the National Register of Historic Places. Any abandonment that results in the demolition of buildings, bridges and the break-up of rights-of-way will have an adverse effect on this resource. You and the federal agency, the Surface Transportation Board, will need to continue to consult with our office as this project progresses. We urge the reuse of this resource in a sympathetic manner.

If you need further information in this matter please consult Susan Zacher at (717) 783-9920.

Sincerely,

Douglas C. McLearen, Chief
Division of Archaeology &
Protection

DCM/smz